

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**F037016      People v. Martinez**

The judgment is affirmed with sentence modifications. Harris, J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F039468      Farris et al., v. Fireman's Fund Insurance Co.**

**F039471      Farris et al., v. Fireman's Fund Insurance Co.**

The order denying Fireman's disqualification motion is reversed. The trial court is directed on remand to rehear the motion. The parties on rehearing shall not be limited to the evidence previously presented to the trial court, but may submit, in accord with a schedule to be set and announced by the trial court, further evidence and argument as they deem necessary. Each party shall bear its own costs on appeal. Dibiaso, J.

We concur: Ardaiz, P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F040691      In re Alejandro R., a Minor**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F040691      In re Alejandro R., a Minor**

The judgment is reversed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F040094      People v. Lindsey**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F040094      People v. Lindsey**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F038566      People v. Menendez**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F038566      People v. Menendez**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F041501      Karen D. v. The Superior Court of Fresno County; Fresno County  
Department of Children & Family Services**

Pursuant to the terms of this court's order of October 23, 2002, and the failure of any party to request oral argument, the oral argument date of November 21, 2002, is vacated. This matter is deemed submitted for decision on the date of this order.